

City of Las Vegas

AGENDA MEMO

PLANNING COMMISSION MEETING DATE: DECEMBER 20, 2007

DEPARTMENT: PLANNING AND DEVELOPMENT

ITEM DESCRIPTION: ZON-25678 - APPLICANT/OWNER: CRAIG P. AND ELLEN
KAY KENNY

**** CONDITIONS ****

STAFF RECOMMENDATION: APPROVAL.

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**** STAFF REPORT ****

PROJECT DESCRIPTION

This is a request for a Rezoning from R-1 (Single Family Residential) to P-R (Professional Office and Parking) on 0.15 acres adjacent to the east side of 8th Street, approximately 50 feet north of Bonneville Avenue. The site is an undeveloped parcel.

The proposed rezoning to the P-R (Professional Office and Parking) zoning district is consistent with the MXU (Mixed Use) General Plan designation. It is also consistent with the existing office uses in the vicinity. Approval is recommended.

BACKGROUND INFORMATION

| <i>Related Relevant City Actions by P&D, Fire, Bldg., etc.</i> | |
|---|---|
| 12/20/07 | Companion items for a Rezoning (ZON-25342), two Variances (VAR-25344 and VAR-25345), and a Site Development Plan Review (SDR-25343) will be heard concurrently with this item. |
| <i>Related Building Permits/Business Licenses</i> | |
| There are no relevant building permits or business licenses related to this subject site. | |
| <i>Pre-Application Meeting</i> | |
| 09/25/07 | A pre-application meeting was held, where submittal requirements and elements of this application were discussed. Specifically, the Building and Safety Department went over the requirements for the placement of the accessible parking spaces and the Public Works Department went over the need to lengthen the space that load off of the alleyway. |
| <i>Neighborhood Meeting</i> | |
| A neighborhood meeting is not required for this application, nor was one held. | |
| <i>Field Check</i> | |
| 11/19/07 | The Department of Planning and Development conducted a site visit that found that this is an undeveloped site that has previously had improvements that have been removed. There is temporary, unscreened chain link fencing around the site of the proposed building. The site of the proposed off-site parking location is also undeveloped but there is no fencing around this site. |

| <i>Details of Application Request</i> | |
|--|------|
| <i>Site Area</i> | |
| Net Acres | 0.15 |

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| Surrounding Property | Existing Land Use | Planned Land Use | Existing Zoning |
|-----------------------------|---------------------------|-------------------------|---|
| Subject Property | Undeveloped | MXU (Mixed Use) | R-1 (Single Family Residential) [Proposed: P-R (Professional Office and Parking)] |
| North | Office, Other Than Listed | MXU (Mixed Use) | P-R (Professional Office and Parking) |
| South | Office, Other Than Listed | MXU (Mixed Use) | R-1 (Single Family Residential) |
| East | Office, Other Than Listed | MXU (Mixed Use) | R-1 (Single Family Residential) |
| West | Office, Other Than Listed | MXU (Mixed Use) | P-R (Professional Office and Parking) |

| <i>Special Districts/Zones</i> | <i>Yes</i> | <i>No</i> | <i>Compliance</i> |
|---|-------------------|------------------|--------------------------|
| Special Area Plan | | | |
| Redevelopment Plan Area | X | | Y |
| <i>Special Districts/Zones</i> | <i>Yes</i> | <i>No</i> | <i>Compliance</i> |
| Special Purpose and Overlay Districts | | | |
| Las Vegas High School Neighborhood District | X | | Y * |
| Live/Work Overlay District | X | | Y |
| Trails | | X | n/a |
| Rural Preservation Overlay District | | X | n/a |
| Development Impact Notification Assessment | | X | n/a |
| Project of Regional Significance | | X | n/a |

* Currently, no design standards or guidelines have been approved for this district to compare against the proposed project.

DEVELOPMENT STANDARDS

| Existing Zoning | Permitted Density | Units Allowed |
|---------------------------------------|---|---|
| R-1 (Single Family Residential) | 5.5 DU/AC | < 1 Dwelling Unit |
| Proposed Zoning | Permitted Density | Units Allowed |
| P-R (Professional Office and Parking) | n/a | n/a |
| General Plan | Permitted Density | Units Allowed |
| MXU (Mixed Use) | Varies depending on zoning request (n/a in this case) | Varies depending on zoning request (n/a in this case) |

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ANALYSIS

The subject site is located within the boundaries of the Las Vegas Redevelopment District of the Southeast Sector Plan of the General Plan, and is designated as MXU (Mixed Use). The MXU (Mixed Use) designation allow uses comparable to the following land use categories: L (Low Density Residential), ML (Medium-Low Density Residential), M (Medium Density Residential), H (High Density Residential), O (Office), SC (Service Commercial), and GC (General Commercial). The proposed parking lot is compatible with this land use designation and the neighboring zoning districts, which are intended for lower intensity office related uses.

As previously noted, the parcels are within the boundaries of the Las Vegas Redevelopment Area, with a MXU (Mixed Use) land use designation. The proposed uses are in conformance with Redevelopment Plan policies that encourage innovative, mixed use projects in this area of the City. The proposed development is in compliance with the MXU (Mixed Use) designation.

These sites are within the Live/Work Overlay district. The proposed professional office building will offer employment and employee amenities on-site, but no housing. The project does not include any live/work units as outlined in Title 19.06.130.

Further, the four parcels that make up this project are within the Las Vegas High School Historic District, which is listed on the National Register of Historic Places. Currently, no design standards or guidelines have been approved for this district to compare against the proposed project.

This rezoning application has been submitted in conjunction with applications for a Rezoning (ZON-25342) to change from R-1 to P-R (Professional Office and Parking) for the non-contiguous parcels to the north of this site, a Variance (VAR-25344) to allow a deviation of the parking standards, a Variance (VAR-25345) to allow a building height of four stories (73 feet) in the proposed P-R (Professional Office and Parking) district and a Site Development Plan Review (SDR-25343) to site the office building proposed for the principal site to the north and the off-site parking lot on this site.

The proposed rezoning to the P-R (Professional Office and Parking) zoning district is consistent with the existing MXU (Mixed Use) General Plan designation. It would also make it consistent with surrounding land uses, which consist of office buildings to the north, south east, and west of the property. For these reasons staff is recommending approval of this item.

FINDINGS

In order to approve a Rezoning application, pursuant to Title 19.18.040, the Planning Commission or City Council must affirm the following:

1. **“The proposal conforms to the General Plan.”**

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The proposed rezoning is consistent with the MXU (Mixed Use) designation as listed under the Southeast Sector Plan of the General Plan. The MXU (Mixed Use) category allows for residential as well as the commercial uses that are normally allowed within the O (Office), SC (Service Commercial), and GC (General Commercial) General Plan land use categories. The site's proposed parking lot is an appropriate use and is in compliance with the General Plan.

2. **“The uses which would be allowed on the subject property by approving the rezoning will be compatible with the surrounding land uses and zoning districts.”**

Currently, there are office buildings to the north, south, east, and west of the property. None of these properties should be affected by the possibility of rezoning. The proposed rezoning would be compatible with the commercial uses that surround the property.

3. **“Growth and development factors in the community indicate the need for or appropriateness of the rezoning.”**

Growth and development factors indicate a need for low intensity commercial and professional office activities to locate in this area. Given the existing General Plan designation of MXU (Mixed Use) on the subject site, the rezoning to the P-R (Professional Office and Parking) zoning district is appropriate for the area.

4. **“Street or highway facilities providing access to the property are or will be adequate in size to meet the requirements of the proposed zoning district.”**

The site will receive access from South 8th Street and a public alleyway at the rear of the property, which are adequate in size to meet the requirements of the proposed P-R (Professional Office and Parking) zoning district.

NEIGHBORHOOD ASSOCIATIONS NOTIFIED

ASSEMBLY DISTRICT 9

SENATE DISTRICT 3

NOTICES MAILED 195

APPROVALS 3

PROTESTS 1